



National Aeronautics and
Space Administration

Principal Center for Regulatory Risk Analysis and Communication

Regulatory Tracking Summary

12 March – 23 March 2007

This report summarizes United States regulatory items reviewed by the National Aeronautics and Space Administration's (NASA's) Principal Center for Regulatory Risk Analysis and Communication (RRAC PC) during the timeframe. Items that appeared to have limited interest to the NASA community, or are provided for information only, are shown in light gray text. Notes and comments by the RRAC PC are shown in bold, blue text under "Description." Related documents and citations, such as "71 *Federal Register* (FR) 51967," are linked to the appropriate document for quick access. The minimum suggested follow-up actions are noted with significant items; users should be advised that other follow-up actions may be appropriate for their program or facility.

Comments, questions, suggestions, and requests for further information should be directed to the RRAC PC Lead, Sharon Scroggins/MSFC at 256-544-7932 (sharon.scroggins@nasa.gov).

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1.0 U.S. Federal Regulatory Review

1.1 Federal Register Summary

This summary includes FR items that were reviewed for potential impacts on NASA Centers and Programs.

RRAC PC Tracking Number	Subject	Date	Citation	Type Action	Description	Suggested Actions
Fed-2007-29	CAA NAAQS– Exceptional Events	03/22/2007	72 FR 13559	Final Rule	<p>Treatment of Data Influenced by Exceptional Events [40 CFR Parts 50 and 51]</p> <p>Finalizes a rule to govern the review and handling of air quality monitoring data influenced by exceptional events. Exceptional events are events for which the normal planning and regulatory process established by the CAA is not appropriate. Finalizes the proposal to exclude air quality monitoring data from regulatory determinations related to exceedances or violations of the NAAQS and to avoid designating an area as nonattainment, redesignating an area as nonattainment, or reclassifying an existing nonattainment area to a higher classification if a state adequately demonstrates that an exceptional event has caused an exceedance or violation of a NAAQS. Also requires states to take reasonable measures to mitigate the impacts of an exceptional event. Effective 05/21/2007 [EPA-HQ-OAR-2005-0159; RIN 2060-AN40].</p>	
Fed-2007-30	CAA SIP	03/13/2007	72 FR 11307	Proposed Rule	<p>Public Hearings and Submission of Plans [40 CFR Parts 51 and 52]</p> <p>Proposal would amend regulations specifying requirements for SIPs. Modifies when state agencies are required to hold public hearings, the number of hard copies of SIP submissions required to be submitted to the Regional office, and the administrative portion of the completeness criteria for plan submissions. Comments due 04/12/2007 [EPA-HQ-OAR-2006-0903].</p>	
Fed-2007-31	Controlled Substance Act Exemptions	03/12/2007	72 FR 10925	Final Rule	<p>Drug Enforcement Administration, U.S. Department of Justice Exemption of Chemical Mixtures [21 CFR Part 1310]</p> <p>Finalizes exemption from the CSA recordkeeping and reporting requirements for domestic and import transactions in chemical mixtures that are regulated solely due to the presence of the List II solvent chemicals acetone, ethyl ether, 2-butanone, or toluene. Effective 03/12/2007 [DEA-137F3; RIN 1117-AA31].</p> <p>Could facilitate purchase and transport of certain chemicals.</p>	
Fed-2007-32	CWA Causal Analysis	03/23/2007	72 FR 13789	Notice	<p>Draft of Part 2 of the 2007 Release of the CADDIS</p> <p>Announces a public review and comment period for the external review draft of Part 2 of the 2007 release of the EPA Web site titled, “Causal Analysis/Diagnosis Decision Information System (CADDIS).” To access the website, use the username “public” and the password “public”. CADDIS is a Web-based decision support system to help regional, state, and tribal scientists find, access, organize, and share information that is useful for causal evaluations of impairment in aquatic systems. Comments due 04/23/2007 [ORD-2005-0001].</p>	

RRAC PC Tracking Number	Subject	Date	Citation	Type Action	Description	Suggested Actions
Fed-2007-33	CWA Nationwide Permits	03/12/2007	72 FR 11091	Final Notice	<p>Army Corps of Engineers, DoD</p> <p>Reissuance of Nationwide Permits</p> <p>The COE is reissuing all existing NWP's, general conditions, and definitions, with some modifications. The COE also is issuing 6 new NWP's, 2 new general conditions, and 13 new definitions. New and reissued NWP's will be effective 03/19/2007 and will expire 03/18/2012 [ZRIN 0710-ZA02].</p> <p>Applicable to Section 404 permits required for future construction activities that potentially will affect wetlands or other bodies of water.</p>	
Fed-2007-34	CWA and SDWA Test Procedures	03/12/2007	72 FR 11199	Final Rule	<p>Guidelines Establishing Test Procedures for the Analysis of Pollutants Under the Clean Water Act; National Primary Drinking Water Regulations; and National Secondary Drinking Water Regulations; Analysis and Sampling Procedures [40 CFR Parts 122, 136, 141, 143, 430, 455, and 465]</p> <p>Modifies the testing procedures approved for analysis and sampling under the CWA and SDWA. CWA falls into the following categories:</p> <ul style="list-style-type: none"> ▪ New vendor-developed methods and EPA and VCSB methods ▪ Updated versions of currently approved methods ▪ Revisions to method modification and analytical requirements ▪ Withdrawal of certain outdated methods ▪ Changes to sample collection, preservation, and holding time requirements <p>SDWA changes include the following:</p> <ul style="list-style-type: none"> ▪ Approval of vendor-developed methods and new EPA and VCSB methods ▪ Updated VCSB methods ▪ Approval of a modification to the test kit used with Syngenta Method AG-625 <p>Effective 04/11/2007. For judicial review purposes, promulgated 03/26/2007 [EPA-HQ-OW-2003-0070; RIN 2040-AD71].</p>	Centers should verify that the laboratories being used for their water analyses are using the updated testing procedures and are certified.
Fed-2007-35	EPAct Alternative Fuels	03/15/2007	72 FR 12041	Final Rule	<p>Office of Energy Efficiency and Renewable Energy, Department of Energy (DOE)</p> <p>Alternative Fuel Transportation Program; Replacement Fuel Goal Modification [10 CFR Part 490]</p> <p>Extends the EPAct 1992 goal of achieving a production capacity for replacement fuels sufficient to replace 30% of the projected U.S. motor fuel consumption ("Replacement Fuel Goal") from 2010 to 2030. Effective 06/01/2007 [RIN 1904-AB67].</p>	
Fed-2007-36	NEPA EIS	03/15/2007	72 FR 12167	Notice of Availability	<p>Department of Defense, Office of the Under Secretary of Defense for Acquisition, Technology, and Logistics, DTRA</p> <p>Notice of Availability of the Final Programmatic Environmental Impact Statement for DTRA Activities on WSMR, New Mexico</p> <p>Final PEIS for the proposed testing activities at the WSMR. The purpose of the proposed action is to provide adequate test areas and facilities to evaluate the lethality effectiveness of weapon systems used against simulated enemy ground targets producing, storing, or controlling WMDs. DTRA will issue a ROD on 04/15/2007.</p>	

RRAC PC Tracking Number	Subject	Date	Citation	Type Action	Description	Suggested Actions
Fed-2007-37	Nuclear Design Basis Threats	03/19/2007	72 FR 12705	Final Rule	NRC Design Basis Threat [10 CFR Part 73] Amends regulations that govern the requirements pertaining to DBTs. Makes generically applicable security requirements and redefines the level of security requirements. Revises the DBT requirements for radiological sabotage, generally applicable to power reactors and Category I fuel cycle facilities, and for theft or diversion of NRC-licensed SSNM, applicable to Category I fuel cycle facilities. Effective 04/18/2007 [RIN 3150-AH60]. May be of interest to NASA facilities where nuclear work is conducted.	
Fed-2007-38	Nuclear Material Reporting Requirements	03/21/2007	72 FR 13313	Notice	Nuclear Regulatory Commission Proposed Revisions to NUREG/BR-0006 and NUREG/BR-0007 Proposes revisions to NUREG/BR-0006, " Instructions for the Preparation and Distribution of Material Transaction Reports ," and NUREG/BR-0007, " Instructions for the Preparation and Distribution of Material Status Reports ." The purpose is to incorporate the following: <ul style="list-style-type: none"> ▪ Rule changes for nuclear material reporting requirements ▪ Upgrades to the Nuclear Material Management and Safeguards System ▪ Editorial changes Comments are due 04/23/2007. May be of interest to NASA facilities where nuclear work is conducted.	
Fed-2007-39	TSCA Exposure to Lead	03/16/2007	72 FR 12582	Notice of Availability	Lead: Renovation, Repair, and Painting Program [40 CFR Part 745] Announces availability of two new studies in the rulemaking docket to reduce exposure to lead hazards created by renovation, repair, and painting activities that disturb lead-based paint, as follows: <ul style="list-style-type: none"> ▪ Characterization of Dust Lead Levels after Renovation, Repair, and Painting Activities (conducted by EPA) ▪ Lead-Safe Work Practices Survey Project (conducted by the National Association of Home Builders) EPA will consider revisions to proposed work practice standards following review of these studies and consideration of public comment. Comments are due 04/16/2007 [EPA-HQ-OPPT-2005-0049; RIN 2070-AC83].	
Notes: CAA = Clean Air Act CADDIS = Causal Analysis/Diagnosis Decision Information System CFR = <i>Code of Federal Regulations</i> COE = U.S. Army Corps of Engineers CSA = Controlled Substance Act CWA = Clean Water Act DBT = Design Basis Threats DEA = Drug Enforcement Agency DTRA = Defense Threat Reduction Agency DoD = Department of Defense DOE = Department of Energy EIS = Environmental Impact Statement EPA = U.S. Environmental Protection Agency EPAct = Energy Policy Act					FR = <i>Federal Register</i> NAAQS = National Ambient Air Quality Standards NEPA = National Environmental Protection Act NRC = Nuclear Regulatory Commission NUREG = Nuclear Regulation NWP = Nationwide Permits PEIS = Programmatic Environmental Impact Statement ROD = Record of Decision SIP = State Implementation Plan SSNM = Strategic Special Nuclear Materials TSCA = Toxic Substances Control Act VCSB = Voluntary Consensus Standard Bodies WSMR = White Sands Missile Range WMD = Weapons of Massive Destruction	

1.2 Discussion of Significant Actions and Other Developments

1.2.1 United States Proposes Earlier End to Use of Refrigerant under Montreal Protocol

The United States submitted a proposal on 14 March 2007 to accelerate the phase-out of certain ozone depleting substances (ODSs) under the Montreal Protocol ("Protocol"). Under the Protocol's first

stage, chlorofluorocarbons (CFCs) were phased out in developed countries by 1996. The Protocol is now entering its second stage, which aims to phase out hydrochlorofluorocarbons (HCFCs) by 2030 for developed countries and by 2040 for developing countries. The proposal would speed up the phase-out of HCFCs. The proposal includes four elements that can be considered individually or as a package:

1. Accelerating the phase-out date of HCFCs by 10 years
2. Adding interim reduction steps
3. Setting an earlier baseline
4. Phasing out the HCFCs that are most damaging to the ozone layer as the first priority

The United States wants to move the baseline date for developing countries from 2015 to 2010 and to complete the HCFC phase-out in 2030 instead of 2040. Industrialized countries would have to complete a phase-out of HCFCs by 2020, also 10 years ahead of schedule. This proposed schedule would bring international phase-out requirements closer into line with current United States requirements implemented under the Clean Air Act.

1.2.2 EPA to Revise the Definition of Solid Waste

On 15 March 2007, EPA issued a [pre-publication](#) of a new proposal to revise the definition of solid waste. The definition of solid waste is a direct element of the definition of hazardous waste. EPA issued a proposal on 28 October 2003 ([68 FR 61558](#)) to revise the definition to provide an exclusion for hazardous secondary materials that are generated and reclaimed in a continuous process within the same industry. EPA received comments disagreeing with this approach and is incorporating the comments into the new proposal.

The current proposal includes exclusions for the following:

- Materials that are generated and reclaimed by the same generator
- Materials that are generated and transferred to another company for reclamation under specific conditions
- Materials that EPA deems non-wastes through a case-by-case petition process

The proposal also defines legitimate recycling activities to distinguish between these activities and those that are considered treatment or disposal activities. To be legitimately recycled, the material must provide a useful contribution to the recycling process, and recycling must make a valuable new product.

In addition, the recycled material must be managed as a valuable product and must not contain toxic constituents at significantly greater levels than non-recycled product. No changes are proposed for recycled materials that are considered inherently waste-like; used in a manner constituting disposal; or burned for energy recovery. Any materials managed in these ways must still comply with the federal hazardous waste regulations.

1.3 Status of Selected Continuing Actions in Progress

This section illustrates the status of selected actions the RRAC PC is actively tracking. Imminent actions are shown in red text. Questions about any of these actions or suggestions for additions to this list should be directed to Sharon Scroggins/MSFC.

Significant Dates		Subject Action [RIN]	Type of Action	Comments
NPRM	08/2007	NESHAP: Defense Land Systems and Miscellaneous Equipment [2060-AM84]	Pre-rule	Possible impact to Ground Operations.
Final Action	08/2008			Will cover surface cleaning, preparation, coating, and stripping operations on non-flight hardware at some NASA facilities. Could affect launch pads and GSE.
NPRM	09/2007	ODS: Continued Use of ODS in Mission-Critical Applications	Pre-rule	Space vehicle operational impacts.
Final Action	0120/2009			NASA is currently in discussions with EPA regarding options to enable future use of relatively small quantities of ODS for mission-critical applications. Latest discussions suggest that future production of ODS will require the certified destruction of other, existing ODS (contaminated, etc.) with an offset of approximately 15%.
ANPRM	01/2007	NESHAP: Risk and Technology Review, Phase II [2060-AN85]	Pre-rule	Possible space vehicle operational or materials impacts.
OMB received draft 03/02/2007				Evaluation of residual risk remaining after implementation of numerous NESHAPs, including those regulating the Aerospace and Chrome Electroplating source categories. This rulemaking represents a relatively low risk of EPA imposing limits on HAP and VOC levels contained in coatings, cleaning solvents, and other materials used on flight hardware. Potential further restrictions on the chrome electroplating or other source categories also could affect vendor facilities.
NPRM	06/2007			
Final	06/2008			
NPRM	TBD	Area Sources: Surface Coating and Paint Stripping [2060-AN21]	Pre-rule	Possible space vehicle operational or materials impacts.
Final Action				EPA has merged three area source categories into one standard: Autobody Refinishing; Plastic Parts and Products Surface Coating; and Paint Stripping. The resulting standard will regulate certain surface coating, cleaning and paint stripping operations at area sources of HAPs, potentially including some space vehicle operations. For NASA, KSC and MSFC are major sources of HAPs. Other NASA Centers that have HAP emissions would be considered area sources.
NPRM	01/03/2007	NESHAP General Provisions – Once In, Always In [2060-AM75]	Proposed Rule	Possible impacts to facilities, including space flight support facilities.
Final Action	12/2007			KSC and MSFC currently are major sources of HAPs; MAF recently attained “synthetic minor” status. As proposed, this rule potentially could allow MAF to be considered an area source, no longer subject to any NESHAP requirements for major sources. However, this rule also will require any facility switching from major source to area source status to comply with any applicable area source regulations.
NPRM	03/07/2006	SNUR: Perfluorinated Polymers [2070-AD58]	Proposed Rule	Possible space vehicle materials impacts.
Final Action	12/2007			Rule would require manufacturers to notify EPA of any new materials or significant uses of perfluorinated polymers including those containing PFAS; PFAC; fluorotelomers; or perfluoroalkyl moieties that are covalently bound to a carbon or a sulfur atom where the carbon or sulfur atom is an integral part of the polymer molecule.
NPRM	03/10/2006	SNUR: Perfluoroalkyl Sulfonates [2070-AJ18]	Proposed Rule	Possible space vehicle materials impacts.
Final Action	05/2007			Rule would limit or eliminate uses of PFAS, a family of chemicals used as additives, waterproofing agents, etc. The rule would effectively allow the use of PFAS chemicals only as components of aviation hydraulic fluids; photoresist substances; anti-reflective coatings; coatings for surface tension, static discharge, and adhesion control related to imaging applications; or as a chemical intermediate. SSP Orbiter tile waterproofing materials previously incorporated a PFAS additive, but have been replaced. It is unknown whether regulating additional PFAS-related chemicals would affect other operational materials.
NPRM	08/11/2006	DEA: Iodine [1117-AA93]	Proposed Rule	Possible space vehicle materials impacts.
Final Action	04/2007			The DEA is proposing to change the way iodine and its mixtures are regulated due to its uses related to illicit drug manufacturing. The rule would require additional controls and facility licensing for purchase, transport, and storage of iodine and mixtures containing more than 2.2 percent iodine. The space suits and International Space Station use such products for water disinfection and could have supply chain impacts in the future.
OMB received draft final for review on 02/01/2007				

Significant Dates	Subject Action [RIN]	Type of Action	Comments
Notes:			
ANPRM = Advance Notice of Proposed Rulemaking		NPRM = Notice of Proposed Rulemaking	
DEA = Drug Enforcement Administration		ODS = Ozone depleting substances	
EPA = U.S. Environmental Protection Agency		OMB = Office of Management and Budget	
HAP = Hazardous air pollutant		PFAC = Perfluoroalkyl carboxylates	
KSC = Kennedy Space Center		PFAS Perfluoroalkyl sulfonates	
MSFC = Marshall Space Flight Center		SNUR = Significant new use rule	
NASA = National Aeronautics and Space Administration		SSP = Space Shuttle Program	
NESHAP = National Emission Standards for Hazardous Air Pollutants		VOC = Volatile organic compound	

1.4 Clean Air Act Working Group Updates

1.4.1 Clean Air Act Working Group Telecons for 2007

The Clean Air Act Working Group (CAAWG) will hold telecons on the following Wednesdays in 2007 at 2 p.m. ET, 1 p.m. CT, 12 p.m. MT, and 11 a.m. PT:

- 18 April 2007
- 20 June 2007
- 18 July 2007
- 15 August 2007
- 19 September 2007
- 17 October 2007
- 14 November 2007
- 19 December 2007

2.0 State Regulatory Reviews

The following sections provide details of regulatory actions reviewed for each state in which NASA facilities are located.

2.1 Alabama State Regulatory Review

No items of interest were identified during this reporting period for the state of Alabama.

2.2 California State Regulatory Review

This summary includes items that were reviewed for potential impacts to NASA Centers and Programs in California.

Tracking Number	Subject	Date Published	Ref. Page	Type Action	Description	Suggested Actions
CA-2007-15	Clean Water Act Impaired and Threatened Waters	03/15/2007	72 FR 12175	Notice of Availability	<p>Section 303(d): Availability of List Decisions</p> <p>The U.S. Environmental Protection Agency (EPA) is accepting public comment on its decisions to add waters and pollutants to the California 2004-2006 Section 303(d) list. Comments are due to EPA by 04/16/2007.</p> <p>More information about the Region 9 303(d) lists may be found at http://www.epa.gov/region9/water/tmdl/303d.html. Details regarding the numerous bodies of water added to California's 303(d) list are provided in EPA's letter, found at http://www.epa.gov/region09/water/tmdl/303d-2006/ca-2006-303d-letterhead-final-together.pdf.</p>	NASA facilities should consider reviewing for applicability.

2.3 Florida State Regulatory Review

This summary includes items that were reviewed for potential impacts to NASA Centers and Programs in Florida.

Tracking No.	Subject	Date Published	Ref. Page	Type Action	Description	Suggested Actions
FL-2007-12	Air Gasoline Dispensing Vapor Control	03/16/2007	Florida Administrative Weekly (FAW) Notices #3854312 , 3853924 , and 3853827	Proposed Rules	<p>Chapter 62 Department of Environmental Protection 296–Stationary Sources–Emission Standards; 252–Gasoline Dispensing Facilities; and 210–Air General Permits</p> <p>Proposed amendments to Chapter 62-296, Florida Administrative Code (F.A.C.), to create new control technology requirements for bulk gasoline plants statewide. Proposed amendments to Chapter 62-252, F.A.C., to revise requirements for gasoline vapor control from gasoline-dispensing facilities. Proposal would apply the Stage I vapor recovery requirements statewide to new and upgraded gasoline-dispensing facilities, and phase in the Stage I vapor control requirements statewide for gasoline-dispensing facilities. Proposed amendments to Chapter 62-210, F.A.C., would clarify and update rules that address the requirements for bulk gasoline plants. The bulk gasoline plant permitting exemption is removed for new bulk gasoline plants. The requirements for operation under the bulk gasoline air general permit are amended to include submerged filling for existing plants, where currently required, and Stage I vapor recovery for new plants statewide. The Bulk Gasoline Plant Air General Permit Registration Form is amended to incorporate these changes.</p>	
FL-2007-13	Air Gasoline Dispensing Vapor Control	03/16/2007	FAW Notice #3858192	Notice Workshop	<p>Chapter 62 Department of Environmental Protection 296–Stationary Sources–Emission Standards; 252–Gasoline Dispensing Facilities; and 210–Air General Permits</p> <p>The Florida Department of Environmental Protection (FDEP) will hear comments on its proposal to submit to EPA, as a proposed revision to Florida's State Implementation Plan (SIP) under the Clean Air Act (CAA), a set of amendments to Chapters 62-252, 62-210, and 62-296, F.A.C. The proposed rule amendments, if adopted by FDEP, relate to air pollution regulatory requirements statewide for gasoline-dispensing facilities, bulk gasoline plants, and tanker trucks and trailers.</p> <p>Date: 04/06/2007, 10:00 a.m.; to be held at FDEP, Division of Air Resource Management, 111 South Magnolia Drive, Suite 23, Director's Conference Room, Tallahassee, Florida.</p>	Kennedy Space Center (KSC) should be aware of these potential changes to gasoline-dispensing facilities.

Tracking No.	Subject	Date Published	Ref. Page	Type Action	Description	Suggested Actions
FL-2007-14	Waste Management Grants Program	03/23/2007	FAW 03/23/2007 - Volume/ Number 33/12	Notice Workshop	Chapter 62 Department of Environmental Protection 716–Solid Waste Grants Program Workshop will address potential developments to grant programs for recycling, waste reduction, and solid waste management. Date: 04/11/2007, 09:30 a.m.; to be held at Orlando Public Library, Albertson Room, 101 E. Central Blvd., Orlando, Florida. For more information, see http://www.flrules.org/gateway/readFile.asp?sid=1&tid=3917653&type=2&file=62-716.100.htm.	
FL-2007-15	Environmental Services	03/23/2007	FAW Notice # 3925219	Proposed Rule	Department of Agriculture and Consumer Services Chapter 5E Department of Agriculture and Consumer Services 14–Division of Agricultural Environmental Services – Section 106 Entomology Pest Control Regulations Proposed rule allows for secondary subterranean termite treatments on new construction that does not cover all areas specified on the pesticide label, provided that the primary treatment is applied to all areas specified on the label. Proposed rule also implements statutory changes to the requirements for limited certification for commercial landscape maintenance, and establishes failure to obtain pest control identification cards as a major violation of department rules.	
FL-2007-16	Endangered Species	03/20/2007	72 FR 13027	Final Rule	Fish and Wildlife Service, Department of the Interior Endangered and Threatened Wildlife and Plants; Reclassification of the American Crocodile Distinct Population Segment in Florida from Endangered to Threatened [50 CFR Part 17] Reclassifies the American crocodile (<i>Crocodylus acutus</i>) distinct vertebrate population segment (DPS) in Florida from endangered to threatened. The endangered designation no longer correctly reflects the current status of this DPS due to a substantial improvement in the species' status. The American crocodile will remain protected as a threatened species. The status of the American crocodile throughout the remainder of its range will remain endangered. Effective 04/19/2007 [RIN 018-AI41].	

2.4 Hawaii State Regulatory Review

No items of interest were identified during this reporting period for Hawaii.

2.5 Louisiana State Regulatory Review

This summary includes items that were reviewed for potential impact to NASA Centers and Programs in Louisiana.

Tracking No.	Subject	Date Published	Ref. Page	Type Action	Description	Suggested Actions
LA-2007-08	Hazardous Waste General Provisions and Definitions	03/20/2007	Louisiana Administrative Code 33	Information Added Section to Chapter	Part V Subpart 1 Chapter 1 Section 6 (LAC 33:V.1106) – Hazardous Waste Determination for Contaminated Media This section of Chapter 1 defines the differences for Hazardous Waste and Nonhazardous Waste Medium subject to LAC 33:V.4901 or LAC 33:V.4903	

Tracking No.	Subject	Date Published	Ref. Page	Type Action	Description	Suggested Actions
LA-2007-09	Permitting	03/20/2007	Louisiana Administrative Code 33	Notice of Intent	Part I Subpart 1 Chapter 18 Expedited Permit Processing Program This Rule provides for an expedited permit processing program and the implementation of the associated permitting fees authorized by Acts 586 and 779 of the 2006 Regular Session of the Louisiana Legislature.	
LA-2007-10	Site Investigations	03/20/2007	Louisiana Administrative Code 33	Information Added Chapter	Part I Subpart 1 Chapter 12 – Requests for review of Environmental Conditions The Chapter pertains to situations where review of site investigations is requested of the LDEQ when regulations do not require this review.	

2.6 Maryland State Regulatory Review

No items of interest were identified during this reporting period for Maryland.

2.7 Mississippi State Regulatory Review

No items of interest were identified during this reporting period for Mississippi.

2.8 New Mexico State Regulatory Review

No items of interest were identified during this reporting period for New Mexico.

2.9 Ohio State Regulatory Review

This summary includes items that were reviewed for potential impacts to NASA Centers and Programs in Ohio.

Tracking No.	Subject	Date Published	Ref. Page	Type Action	Description	Suggested Actions
OH-2007-14	Air Permit to Install and Operate	03/13/2007	Ohio Administrative Code (OAC) Chapters 3745-31 and 3745-35 ; OAC rule 3745-15-03	Proposed Rule	Ohio EPA DAPC Rulemaking-Draft Rule Language-Permit-To-Install and Operate Program The Ohio Environmental Protection Agency (OEPA), Division of Air Pollution Control (DAPC) , proposes changes to the OAC related to implementation of the permit-to-install and operate (PTIO) program. The PTIO program combines the current permit-to-install (PTI) and permit-to-operate (PTO) programs. Rather than requiring a source to apply for a PTI, which is issued with both installation and operation terms, and then apply for a PTO within a year of construction, the new program will require one application for both a PTI and PTO and both installation and operation requirements will be issued under one document. To implement the PTIO program, DAPC has drafted rule changes that combine the PTI and PTO rule language. OEPA is suggesting rescission of all rules in OAC Chapter 3745-35. The pertinent sections of the Chapter 3745-35 rules will be incorporated into various rules of OAC Chapter 3745-31. OEPA also is suggesting rescission of three existing rules in OAC Chapter 3745-31. To incorporate reporting requirements, OEPA also is suggesting amendment of OAC rule 3745-15-03 , "Submission of emission information." This specific rule is being submitted to satisfy requirements mandated by the Ohio Revised Code, which requires a review of a rule	

Tracking No.	Subject	Date Published	Ref. Page	Type Action	Description	Suggested Actions
					<p>every 5 years. See the Synopsis of Changes document for a detailed summary of the changes to the OAC. The OEPA requests that any comments to the changes that have been recommended be provided to the DAPC by 04/13/2007.</p> <p>The PTIO program combines the current PTI and PTO programs.</p>	
OH-2007-15	EPCRA Reporting Requirements	03/22/2007	OAC 3750-1-02 and 3750-25-01	Public Notice	<p>Public Hearing: Five Year Rule Review of OAC Rule 3750-1-02 and OAC Rule 3750-25-01</p> <p>Proposes to amend OAC rules 3750-1-02, "Purpose," as part of the 5-year rule review required under the Ohio Revised Code, and 3750-25-01, "Facilities subject to emergency release notification requirements" to be consistent in scope, content, and coverage to the federal Emergency Planning and Community Right-to-Know Act (EPCRA) (see Rule Synopsis). The U.S. Environmental Protection Agency (EPA) amended its 40 Code of Federal Regulations (CFR) 302.6 and 40 CFR 355.40 notification requirements by broadening the existing reporting exemptions for releases to the air, per 24-hour period, of less than 1,000 pounds of nitrogen oxide or less than 1,000 pounds of nitrogen dioxide, when the release(s) resulted from combustion or combustion-related activities. The rules are being proposed after a 30-day public comment period that closed on 01/12/2007. Language is being amended in both rules to correct minor typos and to fulfill the requirements of the Ohio Revised Code for items incorporated by reference. A public hearing will be held on 04/25/2007.</p> <p>These rules are being amended to change the language to correct minor typos and to fulfill the requirements for items incorporated by reference. In addition, Rule 3750-25-01 is being amended to be consistent with the federal EPCRA regulations.</p>	

2.10 Texas State Regulatory Review

This summary includes items that were reviewed for potential impact to NASA Centers and Programs in Texas.

Tracking Number	Subject	Date Published	Ref. Page	Type Action	Description	Suggested Actions
TX-2007-14	Remediation Texas Risk Reduction Program	3/16/2007	32 Texas Register (TexReg) 1526	Adopted Rule	<p>Texas Risk Reduction Program [30 Texas Administrative Code (TAC) 350]</p> <p>The purpose of the original rulemaking was to create a unified performance-based remediation program that is risk-based, consistent, streamlined, and that expedites site remediations. This current rule corrects administrative errors, provides clarification or modification of certain provisions, updates certain provisions to reflect the latest scientific information, and adopts modified policy positions and new positions and procedures in guidance that were previously unaddressed by the rules. Also adopts new rule provisions in support of a new electronic data management system initiative and expanded use of geographic information system technology. Effective 03/19/2007.</p>	

Tracking Number	Subject	Date Published	Ref. Page	Type Action	Description	Suggested Actions
TX-2007-15	Clean Water Act Water Quality Inventory	3/16/2007	32 TexReg 1660	Notice of Availability	Draft 2006 Clean Water Act, §305(b) Water Quality Inventory and the §303(d) List Announces the availability of the Draft 2006 Clean Water Act (CWA), §305(b) Water Quality Inventory and the §303(d) List. The report is an overview of the status of surface waters in the state, including concerns for public health, fitness for use by aquatic species and other wildlife, and specific pollutants and their possible sources. Also provides draft summary of water bodies that do not support beneficial uses or water quality criteria and those water bodies that demonstrate cause for concern. Comments due 04/18/2007.	

2.11 Virginia State Regulatory Review

This summary includes items that were reviewed for potential impact to NASA Centers and Programs in Virginia.

RRAC PC State Tracking Number	Subject	Date Published	Ref. Page	Type Action	Description	Suggested Actions
VA-2007-10	Water Stormwater	03/19/2007	Virginia Register Vol. 23, Issue 14, p. 2274	Proposed Rule	Virginia Soil and Water Conservation Board Proposed action to develop a new General Permit for Stormwater Discharges from Small Municipal Separate Storm Sewer System. Public comments are due 04/04/2007.	